



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

YOUNG LAW FIRM  
A PROFESSIONAL CORPORATION  
4370 ALPINE ROAD SUITE 106  
PORTOLA VALLEY CA 94028

**COPY MAILED**

SEP 14 2005

**OFFICE OF PETITIONS**

In re Application of :  
Gatto et al. :  
Application No. 10/826,686 :  
Filed: April 15, 2004 :  
Attorney Docket No. CYBS5921 :

ON PETITION

This is a decision on the petition under 37 CFR 1.10(c), filed August 23, 2005, requesting that the above-identified application be accorded a filing date of April 15, 2004, rather than the presently accorded filing date of April 16, 2004.

Petitioner alleges that the application was deposited in Express Mail service on April 15, 2004. In support of the allegation, the petition is accompanied by a copy of a Customer Online Record of Express Mail label No. EO903339282US, indicating a date-in of April 15, 2004. Further, the label contains a United States Postal Service (USPS) stamp of April 15, 2004. The same Express Mail label number was placed on the original application papers located in the official file.

In view of the above, the petition is **granted**.

No petition fee is necessary.

This application file will be forwarded to the Office of Initial Patent Examination to correct the filing date to April 15, 2004, and mail a corrected filing receipt.

Telephone inquiries should be directed to the undersigned at (571) 272-3211.

*Christina Tartera Donnell*

Christina Tartera Donnell  
Senior Petitions Attorney  
Office of Petitions